REMARKS

Applicants respectfully request further examination and reconsideration in view of the amendments above and the arguments set forth fully below. Claims 1-24 were previously pending in this application. Within the Office Action, Claims 1-24 have been rejected. By the above amendments, Claims 1, 5, 7, 9-14, 17, 19, and 24 are amended. Accordingly, Claims 1-24 are currently pending.

<u>Objections to the Specification:</u>

Within the Office Action, the specification is objected to because the lines of the specification are not spaced far enough apart, and new application papers with lines double spaced are required. By the above amendment, the original specification is amended to include lines double spaced apart. Attached are replacement sheets 1- 6, which are to replace the originally filed pages 1-5. No new matter has been added to the specification by these amendments.

<u>Rejections Under 35 U.S.C. § 112</u>

Within the Office Action, Claims 5, 10-13, 17, and 24 are rejected under 35 U.S.C. 112, second paragraph. Specifically, it is stated that there is insufficient antecedent basis for the limitation "the command" in Claims 5 and 24, "the new message notification" and "the updated content list" in Claim 10, "the user" in Claims 11, 12, and 13, and "the user" and "the command" in Claim 17.

By the above amendments, Claims 5 and 24 are each amended to replace "the command" with "a command". Claim 10 is amended to change its dependency to Claim 9, which provides antecedent basis for "the new message notification". Since Claim 7 is amended to include "an updated mailbox content list", proper antecedent basis exists for the limitation "the updated mailbox content list" in Claims 10 and 11. Claim 12 is amended to replace "the user" with "a user". Claim 13 is amended to change its dependency to Claim 12, whic provides antecedent basis for "the user". Claim 17 is amended to replace "the user" with "a user", and to replace "the command" with "a command".

<u>Rejections Under 35 U.S.C. § 102</u>

Within the Office Action, Claims 7, 12, and 13 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,535,586 issued to Cloutier et al. (hereinafter "Cloutier"). The Applicants respectfully traverse this rejection.

As acknowledged on page 6, number 3c, of the Office Action, Cloutier does not teach a wireless device that automatically receives a mailbox content list from a server through a wireless network.

The amended independent Claim 7 is directed to a system for providing access to a message list in one or more of a voice, a fax, an e-mail and a unified mailbox through a wireless network. The system includes a wireless device, a server, and a wireless network linking the wireless device with the server such that in operation <u>an updated mailbox content list is automatically sent over the wireless network from the server to the wireless device</u> and after being sent by the server a message from the updated mailbox content list received by the wireless device is selected using the wireless device thereby forming a communication link between the wireless device and the server over the wireless network, and the selected message is sent to the wireless device over the communication link. As acknowledged in the Office Action, Cloutier does not teach a wireless device that automatically receives a mailbox content list from a server through a wireless network. For at least these reasons, the independent Claim 7 is allowable over the teachings of Cloutier.

Claims 12 and 13 are each dependent upon the independent Claim 7. As discussed above, the independent Claim 7 is allowable over the teachings of Cloutier. Accordingly, Claims 12 and 13 are all also allowable as being dependent upon an allowable base claim.

<u>Rejections Under 35 U.S.C. § 103</u>

Within the Office Action, Claims 1, 2, 4-6, 9-11, 14, 16-20, and 22-24 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Cloutier in view of U.S. Patent No. 6,289,212 issued to Stein et al. (hereinafter "Stein"). The Applicants respectfully traverse this rejection.

Cloutier teaches a system and method by which a message alert is sent to a subscriber upon receipt of a high-priority email. In particular, when a high-priority email arrives on an email server 110, a messaging system server 120 generates and transmits a message alert to a subscriber over a wireless network 180 to a wireless device 170. Each message alert includes a message code corresponding to a specific high-priority email received on the email server 110.

The message code is to be subsequently used by the subscriber to access the specific email. To access the specific email, the subscriber uses an access device 190, which can be a telephone or a personal computer. The access device 190 is connected to a user interface 140 to communicate with the messaging system server 120. The subscriber uses the access device 190 to enter the message code which is received by the server 120. The server 120 then provides the specific email corresponding to the message code to the access device 190. Cloutier does not teach that the subscriber uses the wireless device 170 to select the specific email. Cloutier also does not teach that the specific email is received on the wireless device.

Within the Office Action, Stein is cited as teaching a method to receive a mailbox content list that a user can scroll through on a wireless device. It is proposed that the mailbox content list of Stein is used to replace the message alert of Cloutier. Stein is not cited for providing a selected message to a wireless device over a wireless network. Further, Stein is not cited for using a wireless device to select a message from the mailbox content list.

Within the Office Action, it is stated on page 6, paragraph 3b, that Cloutier teaches a method and system wherein a communication link is formed through a wireless network thereby linking the wireless device and the server for receiving a message and providing the message to the user. The Applicants respectfully disagree. In the first embodiment related to Figure 1, Cloutier teaches a communication link over a wireless network 180 to link the messaging system server 120 to the wireless device 170. However, in this first embodiment, the communication link over the wireless network only provides a message alert from the server 120 to the wireless device 170. Cloutier teaches that a message is retrieved by an access device 190 accessing the messaging system server 120 via a user interface 140, where an unspecified type of communication link is made between the access device 190 and the user interface 140. Cloutier does teach that the access device 190 can be a telephone, and thus the PSTN (Cloutier, col. 4, lines 9-14), or a personal computer, and thus an internet connection. The connection between the wireless device 170 and the messaging system server 120 is specifically cited as a wireless network 180, yet there is no mention of the type of connection made between the access device 190 and the user interface 140. Thus the connection is via a wired network. In the second embodiment related to Figure 6, the access device 190 is a personal computer which serves the function of receiving the message alert and to retrieve the message. However, there is no hint, teaching, or suggestion within Cloutier that indicates the personal computer 190 receives the message over a wireless network. Therefore, in neither the first embodiment nor the second embodiment does Cloutier teach receiving a message over a wireless network.

In summary, the proposed combination of Cloutier and Stein does not teach using a wireless device to select a message from a mailbox content list. Further, the proposed combination of Cloutier and Stein does not teach receiving the selected message on the wireless device. Still further, the proposed combination of Cloutier and Stein does not teach receiving the selected message over a wireless network.

The amended independent Claim 1 is directed to a method of utilizing a push model to provide access to a message list in one or more of a voice, a fax, an e-mail and a unified mailbox through a wireless network. The method includes automatically receiving an updated mailbox content list from a server through a wireless network, scrolling through the updated mailbox content list and selecting a message therefrom with a wireless device, forming a communication link through the wireless network thereby linking the wireless device and the server, selectively receiving the message, the message received on the wireless device from the server over the communication link, and providing the message to a user. As described above, neither Cloutier, Stein, nor their combination teach using a wireless device to select a message from a mailbox content list, receiving the selected message on the wireless device, or receiving the selected message over a wireless network. For at least these reasons, the independent Claim 1 is allowable over the teachings of Cloutier in view of Stein.

Claims 2 and 4-6 are all dependent upon the independent Claim 1. As discussed above, the independent Claim 1 is allowable over the teachings of Cloutier in view of Stein. Accordingly, Claims 2 and 4-6 are each also allowable as being dependent upon an allowable base claim.

Claims 9-11 are dependent on the independent Claim 7. As discussed above, the amended independent Claim 7 is allowable over Cloutier. As such, the dependent Claims 9-11 are each also allowable as being dependent on an allowable base claim.

The amended independent Claim 14 is directed to a method of providing access to a message list in one or more of a voice, a fax, an e-mail or a unified mailbox through a wireless network. The method includes automatically receiving through a wireless network a new message notification and an updated mailbox content list from a server, remotely scrolling through the updated mailbox content list and selecting a message therefrom using a wireless device, forming a communication link between the wireless device and the server, and receiving the message, the message received on the wireless device from the server over the communication link. As described above, neither Cloutier, Stein, nor their combination teach using a wireless device to select a message from a mailbox content list, receiving the selected

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message on the wireless device, or receiving the selected message over a wireless network. For at least these reasons, the independent Claim 14 is allowable over the teachings of Cloutier in view of Stein.

Claims 16-18 are all dependent upon the independent Claim 14. As discussed above, the independent Claim 14 is allowable over the teachings of Cloutier in view of Stein. Accordingly, Claims 16-18 are all also allowable as being dependent upon an allowable base claim.

The amended independent Claim 19 is directed to a system for providing access to a message list in one or more of a voice, a fax or a unified mailbox through a wireless network. The system includes means for automatically receiving an updated mailbox content list from a server through a wireless network, means for scrolling through the updated mailbox content list and <u>selecting a message therefrom with a wireless device</u>, means for forming a communication link through the wireless network thereby linking the wireless device and the server, means for selectively receiving the message, <u>the message received on the wireless device from the server over the communication link</u>, and means for providing the message to a user. As described above, neither Cloutier, Stein, nor their combination teach using a wireless device to select a message from a mailbox content list, receiving the selected message on the wireless device, or receiving the selected message over a wireless network. For at least these reasons, the independent Claim 19 is allowable over the teachings of Cloutier in view of Stein.

Claims 20 and 22-24 are all dependent upon the independent Claim 19. As discussed above, the independent Claim 19 is allowable over the teachings of Cloutier in view of Stein. Accordingly, Claims 20 and 22-24 are all also allowable as being dependent upon an allowable base claim.

Within the Office Action, Claims 3, 15, and 21 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Cloutier in view of Stein and further in view of Applicants Admitted Prior Art. The Applicants respectfully traverse this rejection.

Claim 3 is dependent on the independent Claim 1. Claim 15 is dependent on the independent Claim 14. Claim 21 is dependent on the independent Claim 19. As discussed above, the independent Claims 1, 14, and 19 are each allowable over Cloutier in view of Stein. As such, the dependent Claims 3, 15, and 21 are each also allowable as being dependent on an allowable base claim.
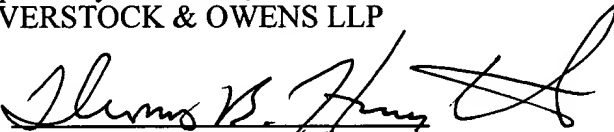
Within the Office Action, Claim 8 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Cloutier in view of Applicants Admitted Prior Art. The Applicants respectfully traverse this rejection.

Claim 8 is dependent on the independent Claim 7. As discussed above, the independent Claim 7 is allowable over Cloutier. As such, the dependent Claim 8 is also allowable as being dependent on an allowable base claim.

For the reasons given above, Applicants respectfully submit that all of the pending claims are now in condition for allowance, and allowance at an early date would be greatly appreciated. If the Examiner should have any questions or comments, he is encouraged to call the undersigned at (408) 530-9700 so that any outstanding issues can be expeditiously resolved.

Respectfully submitted,
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Dated: 10-21-04

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